**FAX TRANSMISSION****DATE:** April 25, 2006**PTO IDENTIFIER:** Application Number 09/626219-Conf. #7978  
Patent Number**Inventor:** Jeffrey L. BROWNING et al.**MESSAGE TO:** Office of Patent Publication**FAX NUMBER:** (571) 273-2885**FROM:** LAHIVE & COCKFIELD, LLP

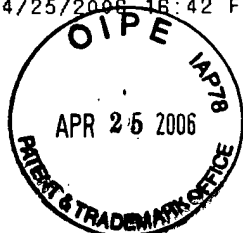
Amy E. Mandragouras/CRC

**PHONE:** (617) 227-7400**Attorney Dkt. #:** BGNA046CPRCE**PAGES (Including Cover Sheet):** 8**CONTENTS:**  
Comments on Statement of Reasons for Allowance (3 pages)  
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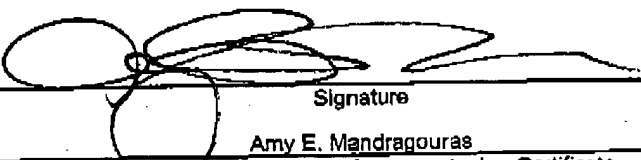
Application No. (if known): 09/626219

Attorney Docket No.: BGNA046CPRCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/626219-Conf. #7978
	Filing Date	July 26, 2000
	First Named Inventor	Jeffrey L. BROWNING
	Art Unit	1642
	Examiner Name	M. Yu
Total Number of Pages in This Submission	Attorney Docket Number	BGNA046CPRCE

## ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Comments on Statement of Reasons for Allowance
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

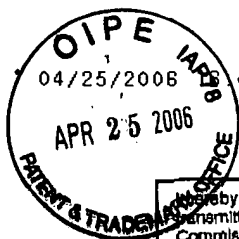
Firm Name	LAHIVE & COCKFIELD, LLP		
Signature			
Printed name	Amy E. Mandragouras		
Date	April 25, 2008	Reg. No.	36,207

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(Amy E. Mandragouras)



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(Amy E. Mandragouras)

Docket No.: BGNA046CPRCE  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Jeffrey L. Browning *et al.*

Application No.: 09/626219

Confirmation No.: 7978

Filed: July 26, 2000

Art Unit: 1642

For: Treatment of Follicular Lymphomas Using  
Inhibitors of the LT Pathway

Examiner: YU, Misook

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

MS Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Allowance and Fee(s) Due dated January 26, 2006, please record the following Comments on the Examiner's Statement of Reasons for Allowance:

Application No.: 09/626219

Docket No.: BGNA046CPRCE

REMARKS

Appellants gratefully acknowledge the outcome of the Appeal Conference in which claims 20, 24-26, 31-33 and 36-53 were found to be allowable. Appeal Conference participants were convinced by the evidence presented in Appellants' Appeal Brief of October 21, 2005 with respect to the enablement rejection of record. Appellants' specification provides extensive teachings and working examples in which soluble LT $\beta$ R compositions were shown to effectively treat tumors in a mouse model of lymphoid tissue tumor (e.g., follicular lymphoma, B-cell lymphoma). Appellants demonstrated a *dramatic two- to ten-fold reduction in lymph node weight* as a result of treatment with soluble LT $\beta$ R compositions in this art-recognized mouse model of lymphoid tumor/follicular lymphoma. In view of these teachings and results in an animal model of lymphoid tissue tumor, the Appeal Conference held in favor of Appellants in concluding that the Examiner had failed to establish that one of ordinary skill in the art would have reasonably doubted Appellants' asserted utility.

Application No.: 09/626219

Docket No.: BGNA046CPRCE

**SUMMARY**

Appellant believes no fee is due with this statement. However, if a fee is due, please charge our Deposit Account No. 12-0080, under Order No. BGNA046CPRCE from which the undersigned is authorized to draw.

Dated: April 25, 2006

Respectfully submitted,

By 

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